

03-04-02

Anticipated Classification
of this Application
Class _____ Subclass _____

Prior Application:
Examiner _____
Group Art Unit _____

Attorney's
Docket
No. 44012-AB
February 28, 2002

HONORABLE ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

10/086489
10/086489
02/28/02

PTO I R:

This is a request for filing a X CONTINUATION

 DIVISIONAL CONTINUATION-IN-PART application under

X 37 C.F.R. §1.53(b) 37 C.F.R. §1.53(d), of pending prior application

Serial No. 09/100,707 filed on June 19, 1998 of

Eric A. Schon for
Inventor(s)

A METHOD TO DETECT MUTATIONS IN A NUCLEIC ACID USING A HYBRIDIZATION-LIGATION PROCEDURE
Title of Invention

1. X Enclosed is a copy of the prior application, as originally filed and an affidavit or declaration verifying it as a true copy.
2. X A verified statement to establish small entity status under 37 C.F.R. §1.9 and 1.27
 is enclosed.
X was filed in the prior application and such status is still proper and desired (37 C.F.R. §1.28(a)).
3. X The filing fee is calculated as follows:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT

	NUMBER FILED		NUMBER EXTRA*		RATE		FEE	
					SMALL ENTITY	OTHER ENTITY	SMALL ENTITY	OTHER ENTITY
Total Claims	74-20	=	54	X	9	18	= \$ 486	\$
Independent Claims	7 -3	=	4	X	42	84	= \$ 168	\$
Multiple Dependent Claims Presented: <u>X</u> Yes <u> </u> No					140	280	= \$ 140	\$
BASIC FEE							\$ 370	\$740
TOTAL FEE							\$ 1164	\$.

*If the difference in Col. 1 is less than zero, enter "0" in Col. 2.

¹ Filing an application pursuant to this section expressly abandons the parent application.

Cont.Div.
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4. X The Commissioner is hereby authorized to charge payment of the following fees associated with this application or credit any overpayment to Deposit Account No. _____.
- X Any additional filing fees required under 37 C.F.R. §1.16.
- X Any patent application processing fees under 37 C.F.R. §1.17.
- _____ The issue fees set forth in 37 C.F.R. §1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. §1.311(b).
5. X Three copies of this sheet are enclosed.
6. X A check in the amount of \$ 1164 is enclosed.
7. _____ Cancel claims _____.
8. _____ Amend the specification by inserting before the first line the sentence: --This is a _____ continuation _____ division of application Serial No. _____, filed _____.--
9. X 3 Sheet(s) of _____ informal X formal drawing(s) is/are enclosed.
10. _____ Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.
11. _____ Priority of application No. _____ filed on _____ in _____ (country) is claimed under 37 U.S.C. §119.
- _____ The certified copy of the priority application has been filed in prior application Serial No. _____, filed _____.
12. X The prior application is assigned of record to Trustees of Columbia University in the City of New York.
13. X A preliminary amendment is enclosed.
14. X The power of attorney in the prior application is to:

John P. White, Reg. No. 28,678; Thomas F. Moran, Reg. No. 16,579;
Norman H. Zivin, Reg. No. 25,385; Ivan S. Kavrukov, Reg. No. 25,161;
Christopher C. Dunham, Reg. No. 22,301; Thomas G. Carulli, Reg. No. 30,616;
Robert D. Katz, Reg. No. 30,141; Peter J. Phillips, Reg. No. 29,691;
Richard S. Milner, Reg. No. 33,970; Matthew J. Golden, Reg. No. 35,161;
Albert Wai-Kit Chan, Reg. No. 36,479; Lewis J. Kreisler, Reg. No. 38,522;
and Kristina L. Konstas, Reg. No. 37,864

Cont/Div.
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- (a) X The power appears in the original papers in the prior application.
- (b) Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- (c) X Address all future communications to:
(May only be completed by applicant,
or attorney or agent of record.)

John P. White

Cooper & Dunham LLP

1185 Avenue of the Americas

New York, New York 10036

15. X Also enclosed Express Mail Certificate of Mailing No.
EL 018 280 782 US

16. X I hereby verify that the attached papers are a true copy
of prior application Serial No. 09/100.707 as originally
filed on June 19, 1998

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

February 28, 2002
Date

Signature John P. White, Reg-No. 28,678
Alan J. Morrison, Reg-No. 39, 377

 INVENTOR(S)
 ASSIGNEE OF COMPLETE INTEREST
 ATTORNEY OR AGENT OF RECORD
 X FILED UNDER 37 C.F.R. §1.34(a)

Address of Signator:

John P. White, Esq.

Alan J. Morrison, Esq.

Cooper & Dunham LLP

1185 Avenue of the Americas

New York, New York 10036

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Eric A. Schon

Serial No.: Not Yet Known

Filed : Herewith

For : A METHOD TO DETECT MUTATIONS IN A NUCLEIC ACID
USING A HYBRIDIZATION-LIGATION PROCEDURE

1185 Avenue of the Americas
New York, New York 10036
February 28, 2002

Assistant Commissioner for Patents
Washington, D.C. 20231
BOX: Patent Application

SIR:


**EXPRESS MAIL CERTIFICATE OF MAILING
FOR ABOVE-IDENTIFIED APPLICATION**

"Express Mail" mailing label number: EL 018 280 782 US
Date of Deposit: February 28, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 BOX: Patent Application.

Printed Name:  Eric A. Schon

Respectfully submitted,


John P. White
Registration No. 28,678
Alan J. Morrison
Registration No. 37,399
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